

EXHIBIT 332

Highly Confidential - Subject to Further Confidentiality Review

Page 1

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL)	
PRESCRIPTION)	MDL No. 2804
OPIATE LITIGATION)	
_____)	Case No.
)	1:17-MD-2804
)	
THIS DOCUMENT RELATES)	Hon. Dan A.
TO ALL CASES)	Polster

TUESDAY, OCTOBER 16, 2018

HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER
CONFIDENTIALITY REVIEW

- - -

Videotaped deposition of Eric
Stahmann, held at the offices of BARTLIT BECK
HERMAN PALENCHAR & SCOTT LLP, 54 West
Hubbard, Suite 300, Chicago, Illinois,
commencing at 9:05 a.m., on the above date,
before Carrie A. Campbell, Registered
Diplomate Reporter, Certified Realtime
Reporter, Illinois, California & Texas
Certified Shorthand Reporter, Missouri &
Kansas Certified Court Reporter.

- - -

GOLKOW LITIGATION SERVICES
877.370.3377 ph | 917.591.5672 fax
deps@golkow.com

Highly Confidential - Subject to Further Confidentiality Review

<p style="text-align: right;">Page 30</p> <p>1 that there's fields with specific information</p> <p>2 in them, correct?</p> <p>3 A. I do.</p> <p>4 Q. And in your intimate work with</p> <p>5 statistical software and databases, you</p> <p>6 understand that those fields can be --</p> <p>7 specific fields can be pulled and reports run</p> <p>8 to turn data into information, correct, sir?</p> <p>9 MR. STOFFELMAYR: Objection to</p> <p>10 the form.</p> <p>11 THE WITNESS: Can you rephrase</p> <p>12 that for me, please?</p> <p>13 QUESTIONS BY MR. MOUGEY:</p> <p>14 Q. There's a ton of transactional</p> <p>15 data at Walgreens on a day-to-day basis</p> <p>16 regarding opiates, correct, sir?</p> <p>17 A. There is.</p> <p>18 Q. There's a significant amount of</p> <p>19 data at Walgreens with pharmaceutical</p> <p>20 transactions in general, correct, sir?</p> <p>21 A. Correct.</p> <p>22 Q. And the reports were used to</p> <p>23 pull specific fields to assist Walgreens to</p> <p>24 identify areas of potential diversion,</p> <p>25 correct, sir?</p>	<p style="text-align: right;">Page 32</p> <p>1 the form.</p> <p>2 THE WITNESS: I don't remember</p> <p>3 exactly what our -- what was in those</p> <p>4 reports.</p> <p>5 QUESTIONS BY MR. MOUGEY:</p> <p>6 Q. Do you remember generally what</p> <p>7 was in those reports?</p> <p>8 A. Generally, yes.</p> <p>9 Q. What generally was in those</p> <p>10 reports?</p> <p>11 A. Orders of interest and</p> <p>12 potential suspicious orders.</p> <p>13 Q. Define for me what an order of</p> <p>14 interest was or a potential suspicious order.</p> <p>15 MR. STOFFELMAYR: Objection to</p> <p>16 the form. Foundation.</p> <p>17 THE WITNESS: So I don't -- my</p> <p>18 definition of an order of interest is</p> <p>19 an order that could potentially be --</p> <p>20 based off those -- DEA definition of</p> <p>21 what's a suspicious order, an order of</p> <p>22 interest could lead to an order of</p> <p>23 interest based off of our -- or a</p> <p>24 suspicious order based off of the DEA</p> <p>25 definition.</p>
<p style="text-align: right;">Page 31</p> <p>1 A. Correct.</p> <p>2 Q. And you understand that those</p> <p>3 reports pulled specific fields of data to</p> <p>4 assist Walgreens in its job to identify</p> <p>5 suspicious orders, correct, sir?</p> <p>6 A. Correct.</p> <p>7 Q. And, sir, would you please</p> <p>8 explain to me what fields, what information</p> <p>9 was pulled to populate a report to assist</p> <p>10 Walgreens with identifying suspicious orders?</p> <p>11 MR. STOFFELMAYR: Objection to</p> <p>12 the form. Foundation.</p> <p>13 THE WITNESS: So I do not know</p> <p>14 what was actually populated in those</p> <p>15 Mobius reports. I just pulled them,</p> <p>16 burned them on a CD and sent them off</p> <p>17 to the individual DEA local offices</p> <p>18 and to our distribution centers.</p> <p>19 QUESTIONS BY MR. MOUGEY:</p> <p>20 Q. So you performed no analysis on</p> <p>21 any of those reports?</p> <p>22 A. That is correct.</p> <p>23 Q. You have no earthly idea what</p> <p>24 was in the reports?</p> <p>25 MR. STOFFELMAYR: Objection to</p>	<p style="text-align: right;">Page 33</p> <p>1 QUESTIONS BY MR. MOUGEY:</p> <p>2 Q. How frequently were you pulling</p> <p>3 those reports off of Mobius and forwarding</p> <p>4 them to the DEA?</p> <p>5 A. On a monthly basis.</p> <p>6 Q. Were you aware if anyone at</p> <p>7 Walgreens was reviewing those reports that</p> <p>8 were sent to the DEA?</p> <p>9 A. I don't know if anybody from</p> <p>10 Walgreens were reviewing those reports.</p> <p>11 Q. Did anybody come back to you</p> <p>12 and ask you for additional information on any</p> <p>13 of those reports from Walgreens?</p> <p>14 A. Personally, no.</p> <p>15 Q. Did anybody send you an e-mail</p> <p>16 or ask for any additional information on any</p> <p>17 of those reports from Walgreens?</p> <p>18 A. No.</p> <p>19 Q. Okay. Let's continue down to</p> <p>20 the paragraph that begins with, "Facilitate</p> <p>21 activities."</p> <p>22 Do you see where I am?</p> <p>23 A. Yes.</p> <p>24 Q. "Facilitate activities and</p> <p>25 projects for HCLP team leads and analysts,</p>

9 (Pages 30 to 33)

Highly Confidential - Subject to Further Confidentiality Review

Page 282	Page 284
<p>1 A. I see that.</p> <p>2 Q. What does that mean?</p> <p>3 A. I can't recall why -- what that</p> <p>4 subject means.</p> <p>5 Q. All right. And the date of</p> <p>6 this e-mail is August 16, 2017, correct?</p> <p>7 A. That is correct.</p> <p>8 Q. And if you would flip the page,</p> <p>9 does this appear to be the suspicious order</p> <p>10 report that you were responsible for pulling,</p> <p>11 burning on a CD and sending to the DEA, along</p> <p>12 with the distribution centers?</p> <p>13 A. This does appear to be one of</p> <p>14 those reports, yes.</p> <p>15 Q. Okay. Was it -- are there</p> <p>16 different kinds of reports, or was this the</p> <p>17 suspicious controlled drug orders that DEA</p> <p>18 mentions in page 26 of Stahmann 6?</p> <p>19 A. I believe this is one of the</p> <p>20 reports. There may have been a -- there</p> <p>21 may -- the reports may have been broken down</p> <p>22 by area so we would know who to send to.</p> <p>23 Q. All right. You see in the</p> <p>24 bottom left-hand side of this page where it</p> <p>25 says, "Report available in Mobius."</p>	<p>1 pull the data, correct?</p> <p>2 A. At one time, yes.</p> <p>3 Q. And I'm talking about in August</p> <p>4 of 2017. Did you have to access Mobius to</p> <p>5 pull the data?</p> <p>6 A. No, because I was unable to.</p> <p>7 Q. Okay. So but you tried?</p> <p>8 A. We definitely looked into it,</p> <p>9 yes.</p> <p>10 Q. All right. So where do you</p> <p>11 believe that you found this report?</p> <p>12 A. I can't recall exactly how.</p> <p>13 Q. And you didn't store these</p> <p>14 reports as you sent them or keep them in a</p> <p>15 file or anything along those lines?</p> <p>16 A. No, they were just burned on a</p> <p>17 CD, so it's possible that I had a copy of a</p> <p>18 CD and then e-mailed me that -- the data from</p> <p>19 the CD.</p> <p>20 Q. Who e-mailed you the data from</p> <p>21 the CD?</p> <p>22 A. I could have e-mailed myself,</p> <p>23 so just -- I don't know exactly, but that's</p> <p>24 how I'm envisioning this could have went.</p> <p>25 Q. And I'm sorry if I'm being slow</p>
Page 283	Page 285
<p>1 A. Yes.</p> <p>2 Q. And did you in August of 2017</p> <p>3 go on Mobius and pull this report?</p> <p>4 A. No.</p> <p>5 Q. All right. Where do you think</p> <p>6 you found this report?</p> <p>7 A. To be complete -- I can't say</p> <p>8 for certain, but I think I pulled this from</p> <p>9 an e-mail that I may have sent out in</p> <p>10 preparation or for -- due to a legal ask.</p> <p>11 They asked if I could --</p> <p>12 MR. STOFFELMAYR: Stop.</p> <p>13 Don't -- don't get into what anyone</p> <p>14 asked you legally.</p> <p>15 QUESTIONS BY MR. MOUGEY:</p> <p>16 Q. Why did you send it to</p> <p>17 yourself?</p> <p>18 A. I think that was the only way</p> <p>19 that I can get that data.</p> <p>20 Q. Where was the data when you</p> <p>21 pulled it?</p> <p>22 A. It was stored -- I don't</p> <p>23 remember, but the data resides in Mobius.</p> <p>24 Q. Right.</p> <p>25 So you had to access Mobius to</p>	<p>1 here, but -- so you found this report, you</p> <p>2 believe, in an old e-mail?</p> <p>3 MR. STOFFELMAYR: Objection to</p> <p>4 the form.</p> <p>5 THE WITNESS: I believe I found</p> <p>6 the report on an old CD and then</p> <p>7 transferred the file to myself via</p> <p>8 e-mail.</p> <p>9 QUESTIONS BY MR. MOUGEY:</p> <p>10 Q. Okay. So you had no practice</p> <p>11 of filing or storing the CDs as you burned</p> <p>12 them and sent them to the DEA?</p> <p>13 A. No.</p> <p>14 Q. If you ever wanted to go back</p> <p>15 and look at historical suspicious orders, how</p> <p>16 would you do it?</p> <p>17 MR. STOFFELMAYR: Objection to</p> <p>18 the form.</p> <p>19 THE WITNESS: At the time, you</p> <p>20 can -- we could have went back in</p> <p>21 Mobius to look at the data that was</p> <p>22 currently stored or not purged in</p> <p>23 Mobius.</p> <p>24 QUESTIONS BY MR. MOUGEY:</p> <p>25 Q. Okay. So up to what point in</p>

Highly Confidential - Subject to Further Confidentiality Review

<p style="text-align: right;">Page 286</p> <p>1 time could you access Mobius and pull 2 historical suspicious controlled drug orders? 3 A. Personally, it was up until the 4 time that I left asset protection. My access 5 was taken away once I transferred to 6 pharmaceutical integrity. 7 Q. So you're not saying that the 8 reports were purged, but you just didn't have 9 any access? 10 A. I personally did not have 11 access, no. 12 Q. Now, help me to understand 13 that, because you went to and moved to the 14 pharmaceutical integrity department that was 15 responsible for overseeing diversion. 16 Why would you not have access 17 to the platform with the suspicious order 18 reports? 19 MR. STOFFELMAYR: Objection to 20 the form. Foundation. 21 THE WITNESS: When I 22 transferred to RX integrity, we were 23 not reporting suspicious orders via 24 those CDs and Mobius. 25</p>	<p style="text-align: right;">Page 288</p> <p>1 look at it? Do I have three pages or 3,000 2 pages or 18? 3 You had no -- you didn't look 4 at it for any content or what was -- what was 5 in the report? 6 A. I did not look at the content. 7 I may have looked to see -- if only three 8 pages transferred to the CD, then I knew 9 there was something wrong with the data. 10 Q. What was the scope of 11 nationally where you were pulling these 12 suspicious order reports from? 13 A. What do you mean by "scope"? 14 Q. I mean, did you -- was it for 15 every state? Every region? 16 A. They were for the chain length. 17 It was for all of Walgreens. 18 Q. The entire Walgreens? 19 A. Correct. 20 Q. And where would you send them? 21 What DEA would you send them to? 22 A. We would send them to all the 23 local DEA offices that had their office 24 listings on the DEA web page and then also to 25 our individual distribution centers.</p>
<p style="text-align: right;">Page 287</p> <p>1 QUESTIONS BY MR. MOUGEY: 2 Q. But if you wanted historical 3 data to go back and look at patterns, would 4 that not have been helpful? 5 A. Our team did not look at the 6 historical suspicious orders. 7 Q. Walk me through a couple 8 samples of -- what I've done here is this is 9 an approximately 25,000-page report. 10 Okay? 11 So is that consistent with your 12 recollection of what you were burning onto a 13 CD and sending to the DEA once a month? 14 A. To be honest, I cannot 15 recollect how large the files were or 16 page-wise. I just basically burned the data 17 on a CD and sent it off. I didn't dive into 18 each individual report or CD, so I don't know 19 if this is a -- 20 Q. Did you even look at it? 21 A. I would look at it briefly, but 22 just to see if the data transferred to the 23 CD, but that's about the extent. 24 Q. But in order to know if it 25 transferred to the CD, wouldn't you have to</p>	<p style="text-align: right;">Page 289</p> <p>1 Q. All right. So you would send 2 the entire country suspicious controlled drug 3 orders to every DEA field office? 4 A. That is correct. 5 Q. And now, let's go back to 6 page 26 of Stahmann 6. 7 Okay? 8 It says, "Respondent's practice 9 with" -- I'm sorry. 10 MR. STOFFELMAYR: Give me a 11 second. 12 MR. MOUGEY: Yeah, my bad. 13 MR. STOFFELMAYR: Got it. Are 14 you there? 15 MR. MOUGEY: Are you there? 16 THE WITNESS: Yep. Okay. 17 QUESTIONS BY MR. MOUGEY: 18 Q. Page 626, paragraph 9, 19 "Respondent's practice with regard to 20 suspicious order reporting was to send to the 21 local DEA field office a monthly report 22 labeled 'Suspicious Drug Controlled Orders.' 23 Two reports were provided: One for 24 suspicious orders of Schedule II drugs; 25 another for suspicious orders of drugs in</p>

73 (Pages 286 to 289)